

## § 3000.12

actual costs as a result of consideration of the FLPMA Section 304(b) factors, and we are not able to process your document promptly because of the unavailability of funding or other resources, you will have the option to pay BLM's actual costs to process your document. This will enable BLM to process your document sooner.

(iii) Once processing is complete, we will refund to you any money that we did not spend on processing costs.

(5)(i) We will periodically estimate what our reasonable processing costs will be for a specific period and will bill you for that period. Payment is due to BLM 30 days after you receive your bill. BLM will stop processing your document if you do not pay the bill by the date payment is due.

(ii) If a periodic payment turns out to be more or less than BLM's reasonable processing costs for the period, we will adjust the next billing accordingly or make a refund. Do not deduct any amount from a payment without our prior written approval.

(6) You must pay the entire fee before we will issue the final document.

(7) You may appeal BLM's estimated processing costs in accordance with the regulations in part 4, subpart E, of this title. You may also appeal any determination BLM makes under paragraph (a) of this section that a document designated for a fixed fee will be processed as a case-by-case fee. We will not process the document further until the appeal is resolved, in accordance with paragraph (b)(5)(i) of this section, unless you pay the fee under protest while the appeal is pending. If the appeal results in a decision changing the proposed fee, we will adjust the fee in accordance with paragraph (b)(5)(ii) of this section.

[70 FR 58872, Oct. 7, 2005]

### § 3000.12 What is the fee schedule for fixed fees?

(a) The table in this section shows the fixed fees that you must pay to BLM for the services listed for Fiscal Year 2006. These fees are nonrefundable and must be included with documents you file under this chapter. Fees will be adjusted annually according to the change in the Implicit Price Deflator for Gross Domestic Product (IPD-GDP)

## 43 CFR Ch. II (10–1–06 Edition)

by way of publication of a final rule in the FEDERAL REGISTER, and will subsequently be posted on the BLM Web site (<http://www.blm.gov>) before October 1 each year. Revised fees are effective each year on October 1.

FY 2006 PROCESSING FEE TABLE

Document/action	Fee
Oil and Gas (Parts 3100, 3110, 3120, 3130):	
Noncompetitive lease application.	\$335
Competitive lease application	130
Assignment and transfer .....	75
Overriding royalty transfer, payment out of production.	10
Name change, corporate merger, or transfer to heir/ devisee.	175
Leases consolidation .....	370
Lease renewal or exchange ....	335
Lease reinstatement, Class I ..	65
Leasing under right-of-way .....	335
Geothermal (Part 3200):	
Noncompetitive lease application.	335
Competitive lease application	130
Assignment and transfer of record title or operating right.	75
Name change, corporate merger or transfer to heir/ devisee.	175
Lease consolidation .....	370
Lease reinstatement .....	65
Coal (Parts 3400, 3470):	
License to mine application .....	10
Exploration license application	275
Lease or lease interest transfer.	55
Leasing of Solid Minerals Other Than Coal and Oil Shale (Part 3500):	
Applications other than those listed below.	30
Prospecting permit application amendment.	55
Extension of prospecting permit.	90
Lease renewal .....	430
Mining Law Administration (Parts 3800, 3830, 3850, 3860, 3870)	
Notice of Location * .....	15
Amendment of location .....	10
Transfer of mining claim/site ...	10
Recording an annual FLPMA filing (§ 3835.30).	10
Deferment of Assessment Work.	90
Mineral Patent Adjudication ....	2,520 (more than 10 claims)
.....	1,260 (10 or fewer claims)
Adverse claim .....	90
Protest .....	55

\* The existing fee for recording a mining claim or site location (43 CFR 3833) is a total of \$165. This includes the initial maintenance fee of \$125 and one-time \$30 location fee required by Statute and a \$10 service charge. The service charge would become a processing fee and would increase to \$15 under in the final rule making the total fee \$170.

(b) The amount of a fixed fee is not subject to appeal to the Interior Board

## Bureau of Land Management, Interior

## Pt. 3100

of Land Appeals pursuant to part 4, subpart E, of this title.

[70 FR 58873, Oct. 7, 2005]

### PART 3100—OIL AND GAS LEASING

#### Subpart 3100—Oil and Gas Leasing: General

##### Sec.

- 3100.0-3 Authority.
- 3100.0-5 Definitions.
- 3100.0-9 Information collection.
- 3100.1 Helium.
- 3100.2 Drainage.
- 3100.2-1 Compensation for drainage.
- 3100.2-2 Drilling and production or payment of compensatory royalty.
- 3100.3 Options.
- 3100.3-1 Enforceability.
- 3100.3-2 Effect of option on acreage.
- 3100.3-3 Option statements.
- 3100.4 Public availability of information.

#### Subpart 3101—Issuance of Leases

- 3101.1 Lease terms and conditions.
- 3101.1-1 Lease form.
- 3101.1-2 Surface use rights.
- 3101.1-3 Stipulations and information notices.
- 3101.1-4 Modification or waiver of lease terms and stipulations.
- 3101.2 Acreage limitations.
- 3101.2-1 Public domain lands.
- 3101.2-2 Acquired lands.
- 3101.2-3 Excepted acreage.
- 3101.2-4 Excess acreage.
- 3101.2-5 Computation.
- 3101.2-6 Showing required.
- 3101.3 Leases within unit areas.
- 3101.3-1 Joinder evidence required.
- 3101.3-2 Separate leases to issue.
- 3101.4 Lands covered by application to close lands to mineral leasing.
- 3101.5 National Wildlife Refuge System lands.
- 3101.5-1 Wildlife refuge lands.
- 3101.5-2 Coordination lands.
- 3101.5-3 Alaska wildlife areas.
- 3101.5-4 Stipulations.
- 3101.6 Recreation and public purposes lands.
- 3101.7 Federal lands administered by an agency outside of the Department of the Interior.
- 3101.7-1 General requirements.
- 3101.7-2 Action by the Bureau of Land Management.
- 3101.7-3 Appeals.
- 3101.8 State's or charitable organization's ownership of surface overlying Federally-owned minerals.

#### Subpart 3102—Qualifications of Lessees

- 3102.1 Who may hold leases.

- 3102.2 Aliens.
- 3102.3 Minors.
- 3102.4 Signature.
- 3102.5 Compliance, certification of compliance and evidence.
- 3102.5-1 Compliance.
- 3102.5-2 Certification of compliance.
- 3102.5-3 Evidence of compliance.

#### Subpart 3103—Fees, Rentals and Royalty

- 3103.1 Payments.
- 3103.1-1 Form of remittance.
- 3103.1-2 Where submitted.
- 3103.2 Rentals.
- 3103.2-1 Rental requirements.
- 3103.2-2 Annual rental payments.
- 3103.3 Royalties.
- 3103.3-1 Royalty on production.
- 3103.3-2 Minimum royalties.
- 3103.4 Production incentives.
- 3103.4-1 Royalty reductions.
- 3103.4-2 Stripper well royalty reductions.
- 3103.4-3 Heavy oil royalty reductions.
- 3103.4-4 Suspension of operations and/or production.

#### Subpart 3104—Bonds

- 3104.1 Bond obligations.
- 3104.2 Lease bond.
- 3104.3 Statewide and nationwide bonds.
- 3104.4 Unit operator's bond.
- 3104.5 Increased amount of bonds.
- 3104.6 Where filed and number of copies.
- 3104.7 Default.
- 3104.8 Termination of period of liability.

#### Subpart 3105—Cooperative Conservation Provisions

- 3105.1 Cooperative or unit agreement.
- 3105.2 Communitization or drilling agreements.
- 3105.2-1 Where filed.
- 3105.2-2 Purpose.
- 3105.2-3 Requirements.
- 3105.3 Operating, drilling or development contracts.
- 3105.3-1 Where filed.
- 3105.3-2 Purpose.
- 3105.3-3 Requirements.
- 3105.4 Combination for joint operations or for transportation of oil.
- 3105.4-1 Where filed.
- 3105.4-2 Purpose.
- 3105.4-3 Requirements.
- 3105.4-4 Rights-of-way.
- 3105.5 Subsurface storage of oil and gas.
- 3105.5-1 Where filed.
- 3105.5-2 Purpose.
- 3105.5-3 Requirements.
- 3105.5-4 Extension of lease term.
- 3105.6 Consolidation of leases.